

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

## PLAINTIFFS

Eric Johnson

## DEFENDANTS

FlexCo, LLC

## ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Alexander Malbin, Esq. &amp; Edmund J. Ferdinand, III, Esq.

FERDINAND IP, LLC

125 Park Avenue, 25th Floor, Suite 2508 New York, NY 10017

(212) 220-0523

## ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Direct and secondary copyright infringement in violation of 17 U.S.C. §§ 501 et seq.

Has this or a similar case been previously filed in SDNY at any time? No  Yes  Judge Previously AssignedIf yes, was this case Vol.  Invol.  Dismissed. No  Yes  If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_IS THIS AN INTERNATIONAL ARBITRATION CASE? No  Yes 

(PLACE AN [X] IN ONE BOX ONLY)

## NATURE OF SUIT

		TORTS		ACTIONS UNDER STATUTES
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY
[ ] 110 INSURANCE	[ ] 310 AIRPLANE	[ ] 362 PERSONAL INJURY - MED MALPRACTICE	[ ] 610 AGRICULTURE	[ ] 422 APPEAL
[ ] 120 MARINE	[ ] 315 AIRPLANE PRODUCT LIABILITY	[ ] 365 PERSONAL INJURY PRODUCT LIABILITY	[ ] 620 OTHER FOOD & DRUG	28 USC 158
[ ] 130 MILLER ACT	[ ] 320 ASSAULT, LIBEL & SLANDER	[ ] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	[ ] 625 DRUG RELATED SEIZURE OF PROPERTY	[ ] 423 WITHDRAWAL
[ ] 140 NEGOTIABLE INSTRUMENT	[ ] 330 FEDERAL EMPLOYERS' LIABILITY		21 USC 881	28 USC 157
[ ] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[ ] 340 MARINE LIABILITY	PERSONAL PROPERTY	[ ] 630 LIQUOR LAWS	PROPERTY RIGHTS
[ ] 151 MEDICARE ACT	[ ] 345 MARINE PRODUCT LIABILITY	[ ] 370 OTHER FRAUD	[ ] 640 RR & TRUCK	[ ] 820 COPYRIGHTS
[ ] 152 RECOVERY OF DEFECTUAL STUDENT LOANS (EXCL VETERANS)	[ ] 350 MOTOR VEHICLE	[ ] 371 TRUTH IN LENDING	[ ] 650 AIRLINE REGS	[ ] 830 PATENT
[ ] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[ ] 355 MOTOR VEHICLE PRODUCT LIABILITY	[ ] 380 OTHER PERSONAL PROPERTY DAMAGE	[ ] 660 OCCUPATIONAL SAFETY/HEALTH	[ ] 840 TRADEMARK
[ ] 160 STOCKHOLDERS SUITS	[ ] 360 OTHER PERSONAL INJURY	[ ] 385 PROPERTY DAMAGE PRODUCT LIABILITY	[ ] 690 OTHER	SOCIAL SECURITY
[ ] 190 OTHER CONTRACT				
[ ] 195 PRODUCT LIABILITY			LABOR	
[ ] 196 FRANCHISE	ACTIONS UNDER STATUTES		[ ] 710 FAIR LABOR STANDARDS ACT	[ ] 861 HIA (1395f)
	CIVIL RIGHTS		[ ] 720 LABOR/MGMT RELATIONS	[ ] 862 BLACK LUNG (923)
	[ ] 441 VOTING	[ ] 510 MOTIONS TO VACATE SENTENCE	[ ] 730 REPORTING & DISCLOSURE ACT	[ ] 863 DIWC/DIWV (405(g))
REAL PROPERTY	[ ] 442 EMPLOYMENT	20 USC 2255	[ ] 740 RAILWAY LABOR ACT	[ ] 864 SSID TITLE XVI
	[ ] 443 HOUSING/ ACCOMMODATIONS	[ ] 530 HABEAS CORPUS	[ ] 790 OTHER LABOR	[ ] 865 RSI (405(g))
[ ] 210 LAND CONDEMNATION	[ ] 444 WELFARE	[ ] 535 DEATH PENALTY	LITIGATION	FEDERAL TAX SUITS
[ ] 220 FORECLOSURE	[ ] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[ ] 540 MANDAMUS & OTHER (Non-Prisoner)	[ ] 791 EMPL RET INC SECURITY ACT	[ ] 870 TAXES (U.S. Plaintiff or Defendant)
[ ] 230 RENT LEASE & EJECTION	[ ] 446 AMERICANS WITH DISABILITIES - OTHER			[ ] 871 IRS-THIRD PARTY
[ ] 240 TORTS TO LAND				26 USC 7609
[ ] 245 TORT PRODUCT LIABILITY				
[ ] 290 ALL OTHER REAL PROPERTY				
			IMMIGRATION	
			[ ] 462 NATURALIZATION APPLICATION	
			[ ] 463 HABEAS CORPUS- ALIEN DETAINEE	
			[ ] 465 OTHER IMMIGRATION ACTIONS	

Check if demanded in complaint:CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?  
IF SO, STATE: \_\_\_\_\_

DEMAND \$ \_\_\_\_\_ OTHER \_\_\_\_\_ JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

Check YES only if demanded in complaint  
JURY DEMAND:  YES  NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN X IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment
						IEX #CA +
<input type="checkbox"/> a. all parties represented						
<input type="checkbox"/> b. At least one party is pro se.						

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 U.S. PLAINTIFF	<input type="checkbox"/> 2 U.S. DEFENDANT	<input checked="" type="checkbox"/> 3 FEDERAL QUESTION	<input type="checkbox"/> 4 DIVERSITY (U.S. NOT A PARTY)
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IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [ ] 1	DEF [ ] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [ ] 3	DEF [ ] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [ ] 5	DEF [ ] 5
CITIZEN OF ANOTHER STATE	[ ] 2	[ ] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ] 4	[ ] 4	FOREIGN NATION	[ ] 6	[ ] 6

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Eric Johnson  
 472 Ninth Avenue, #3  
 New York, NY 10018  
 New York County

## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

FlexCo, LLC  
 4 Faith Lane  
 Ardsley, NY 10502  
 Westchester County

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  WHITE PLAINS  MANHATTAN  
 (DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 09/23/2015 SIGNATURE OF ATTORNEY OF RECORD



ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO  
 YES (DATE ADMITTED Mo. 01 Yr. 2013)  
 Attorney Bar Code # AM9385

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)